

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

**NEW CINGULAR WIRELESS PCS, LLC,**

**Plaintiff,**

**v.**

**No. 13-cv-1056 JAP/SMV**

**COUNTY OF BERNALILLO,**

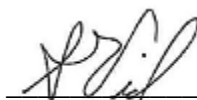
**Defendant.**

**ORDER DENYING AS MOOT  
DEFENDANT'S MOTION FOR PROTECTIVE ORDER**

THIS MATTER is before the Court on Defendant's Motion for Protective Order [Doc. 32], filed on September 8, 2014. On various grounds, Defendant moved for "a protective order as to the Notices of Depositions filed by Plaintiff [for 11 deponents]." *Id.* at 2. Plaintiff responded on September 25, 2014, stating that the motion was moot because Defendant had agreed to make the deponents available. [Doc. 36]. Defendant filed no reply, and the time for doing so has passed. Accordingly, it appears that the motion is, indeed, moot. *See* D.N.M.LR-Civ. 7.1(b) ("The failure to file and serve a reply in support of a motion within the time prescribed for doing so constitutes consent that briefing on the motion is complete.").

**IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED** that Defendant's Motion for Protective Order [Doc. 32] is **DENIED as moot.**

**IT IS SO ORDERED.**



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**STEPHAN M. VIDMAR**  
**United States Magistrate Judge**